

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
December 8, 2015**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, December 8, 2015 at 6:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Jose Luis Aguilar	Raul Rodriguez
Terry Hill	Bill Rogers
Manuel Madrid Jr.	Nora Sanchez

The following were absent:

Kent Bratcher	Jeff Youtsey
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Also present:

Aubrey Hobson, City Clerk-Treasurer
John Caraway, City Attorney

It was determined that a quorum was present. The invocation was given by Councilor Rodriguez, and all joined in the Pledge of Allegiance.

Consent Agenda

Councilor Aguilar requested that item 6-A be pulled for separate consideration. Councilor Rodriguez moved to approve the Consent Agenda minus item 6-A. The motion was seconded by Mayor Pro tem Hill upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: *November 24, 2015
2. Consideration of Bids:
 - A. *Approval of award of bid to provide an (8) year contract for "On Call" Lift Station repairs/replacement as needed for the city, primarily Water Department, to James, Cook & Hobson, Inc., El Paso, TX
3. Contracts, Leases and Agreements:
4. Appointments:
5. Resignations:
 - A. Accept the resignation of Kimberly Kafton, part-time Museum Registrar, effective November 24, 2015
6. Dates of Hearing:
 - *A. pulled for separate consideration
7. *Travel and Training:
 - A. Police – Permission for one (1) employee to attend the IPTM Police Internal Affairs training in Scottsdale, AZ
 - B. F&A – Ratification of Mayor Burch's approval for one (1) employee to attend the Government Finance Officers Association (GFOA) conference in Albuquerque, NM
 - C. IT/Executive/Fire – Permission for three (3) employees to attend the Data Connectors Security conference in Albuquerque, NM
 - D. HR – Permission for one (1) employee to attend the 2016 Audit and Cadillac Tax Preparation training in Albuquerque, NM

- E. Fire – Permission for five (5) employees to attend the EMS Bureau Special Skills meeting in Albuquerque, NM
- F. Planning – Permission for one (1) employee to attend the CDBG workshop in Albuquerque, NM

- 8. Routine Requests for City Facilities:
- 9. Budgeted Items:
- 10. Non-budgeted Items:
- 11. *Payment of Bills

Councilor Aguilar moved to approve Consent Agenda item 6-A (Approval to set a public hearing on January 12, 2016 for consideration of an Ordinance amending Section 1-5B-5, Salary of the Municipal Judge, Artesia Municipal Code) and to add set a public hearing for consideration of an ordinance amending Section 1-5-3 Elected Officials Salaries. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Public Hearing

Mayor Burch declared the meeting open for public hearing for the following:

- 1. Consideration and approval of an ordinance amending the Project Participation Agreement (PPA) with Hampton.

City Clerk Aubrey Hobson reported that the request is to extend the completion date to March 2016. The GAEDC has recommended the extension.

No public comment was received.

Councilor Rogers moved to approve the amendment to the Project Participation Agreement (PPA) with Hampton, Ordinance No. 987. The motion was seconded by Mayor Pro tem Hill and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Hill, Madrid, Rodriguez, Rogers, Sanchez,

Nay: none

the motion passed.

ORDINANCE NO. 987

- 2. Consideration and approval of an ordinance for Case No. 15-55, Zone Change from R-2 District to Planned Unit Development (PUD) – Final Plan for Roselawn Manor, 800 S. Roselawn Avenue, Block 1 of Hightower Subdivision; Owners – Matt Grosz and Don Johnston; Agent – Autotroph Inc.

Louis Jaramillo, Planning and Zoning Administrator reported that this is the final plan for the Roselawn Manor. Mr. Jaramillo noted that a representative from Autotroph and Eastern NM Regional Housing were in attendance to answer any questions.

No public comment.

Mayor Pro tem Hill moved to approve the zone change from R2 to PUD for Roselawn Manor, Ordinance No. 988, The motion was seconded by Councilor Sanchez, and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Hill, Madrid, Rodriguez, Rogers, Sanchez,
Nay: none
the motion passed.

ORDINANCE NO. 988

3. Consideration and approval of an ordinance for Case No. 15-56, Zone Change from R-2 District to C District, 901, 903, 905 and 907 S. 2nd Street; Lots 21, 22, 23 and the South 15 feet of Lot 24 of Block 5 of Tyler Subdivision; Owners – Brad Knowlton and Artesia Downtown Lions Club

Mr. Jaramillo reported that Brad Knowlton is in attendance and available to answer any questions. He stated that the staff supported this change. Planning and Zoning recommended approval.

Mr. Jaramillo reported that he received three phone calls from neighbors and all supported the zone change.

Councilor Rodriguez moved to approve Case 15-56, Ordinance No. 989. The motion was seconded by Councilor Madrid and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Hill, Madrid, Rodriguez, Rogers, Sanchez,
Nay: none
the motion passed.

ORDINANCE NO. 989

Mayor Pro tem Hill moved to consider agenda items 12-A through 12-D at this time. The motion was seconded by Councilor Aguilar and upon vote, the motion passed.

Community Development

Code Enforcement Officer Cheryl Hinkle requested approval of a resolution of condemnation for the structures at 412 W. Dallas Avenue. Ms. Hinkle reported that she had been in communication with Mr. Perkins since October 2012, but since that time, there has been a fire in the back building and the front house needs to be brought to code. Ms. Hinkle stated that a problem surfaced with the title report, since Mr. Perkins is not listed as an owner of the property (he is the son of one of the deceased owners).

City Attorney John Caraway stated that the city would have to sue the unknown heirs, including Mr. Perkins regarding the property, but that Mr. Perkins had no personal liability in the property.

Councilor Rogers moved to approve the condemnation of structures at 412 W. Dallas, Resolution No. 1596. The motion was seconded by Councilor Aguilar and upon vote, the motion passed.

RESOLUTION NO. 1596

Ms. Hinkle presented a request for the condemnation of structures at 210 W. Gage. In October 2013, Ms. Lopez requested time to redo the structure and was granted two years to work on it. She also made arrangements to make payments for the cost of boarding up the house, however, she only made two payments. In November 2015, the two year period was up and Ms. Hinkle recommended condemnation. Councilor Rogers moved to approve the condemnation of structures at 210 W. Gage, Resolution No. 1597. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

RESOLUTION NO. 1597

Ms. Hinkle presented a request for condemnation of structures at 212 W. Kemp. In November of 2013, Mr. Velos spoke with the Building Inspectors regarding the structure and was advised to consult a structural engineer because the roof was bowing. There has been no action, and Ms. Hinkle recommended condemnation. Mayor Pro tem Hill moved to approve the condemnation of structures at 212 W. Kemp, Resolution No. 1598. The motion was seconded by Councilor Madrid and upon vote, the motion passed.

RESOLUTION NO. 1598

Personnel

Councilor Rogers moved, upon recommendation of the Mayor, to hire Eddie Fernandez to the position of Water Technician, at a salary of \$2,363 per month (CA20), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Human Resources Director Sandi Farley distributed the safety statistics for November.

Public Safety **Police**

Chief Raley distributed the department statistics for November.

Fire

Division Chief Hope distributed the department statistics for November.

Community Development

Louis Jaramillo presented the department statistics for November.

Infrastructure Department

Infrastructure Director Byron Landfair distributed the department statistics for November.

City Clerk

Councilor Aguilar moved to adopt the Open Meetings Resolution for 2016, Resolution No. 1599. The motion was seconded by Councilor Rodriguez, and upon vote, the motion passed.

RESOLUTION NO. 1599

Councilor Rodriguez moved to approve the payment of bills through December 31, 2015. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

There being no further business to come before the Council, the meeting adjourned at 7:20 p.m., December 8, 2015.



Mayor

ATTEST:



City Clerk